

RECORD OF PROCEEDINGS

MINUTES OF THE COORDINATED REGULAR MEETING OF SOUTHSHORE METROPOLITAN DISTRICT NOS. 1 AND 2 HELD APRIL 11, 2023

A Coordinated Regular Meeting of the Boards of Directors of the Southshore Metropolitan District No. 1 (“**District No. 1**”) and Southshore Metropolitan District No. 2 (“**District No. 2**” and collectively with District No. 1, the “**Districts**”) was held on April 11, 2023 at 3:00 p.m. The Meeting was held by virtual attendance on Zoom at <https://us02web.zoom.us/j/83957417542>, (669) 900-9128 or (346) 248-7799 or (646) 558-8656 or (253) 215-8782 or (301) 715-8592 or (312) 626-6799.

ATTENDANCE

Directors in Attendance were:

Ryan Zent, President, **District Nos. 1 and 2**

Kevin Stadler, Vice President/Secretary/Treasurer, **District Nos. 1 and 2**

**arrival where noted*

Aaron L. Clutter, Vice President/Assistant Secretary/Treasurer,

District No. 1

P. Joseph Knopinski, Vice President/Assistant Secretary/Treasurer, **District No. 1**

Jeff Bergeon, Vice President/Assistant Secretary/Treasurer,

District No. 2

Absent (excused):

None.

Also in Attendance were:

Cathy Hamilton of Simmons & Wheeler

Doug Richter of Earnweald Consulting Services, LLC

David A. Greher of Cockrel Ela Glesne Greher & Ruhland, P.C. (“**CEGR**”)

Sarah H. Luetjen of CEGR

Jeff Harling, District No. 2 resident

CONFLICTS OF INTEREST

Mr. Greher noted that none of the Directors have advised of any potential current conflict of interest for this meeting.

NOTICE

Mr. Greher stated that Notice had been properly posted at least 24 hours prior to the meeting on the Districts' website. Ms. Luetjen confirmed that such Notice was also placed at the entrance of the Lakehouse, Lighthouse and sent to the City of Aurora Clerk. The certification of posting is attached hereto. The notice also included the agenda items.

MARCH 14, 2023
MINUTES

The Boards of District Nos. 1 and 2 considered the Minutes of the March 14, 2023 Coordinated Regular Board meeting. After discussion and upon motion duly made, seconded and unanimously carried, the Minutes of District Nos. 1 and 2 Joint Board meeting were approved as presented.

PUBLIC COMMENT

Mr. Harling introduced himself and noted that he was in attendance to discuss the Powhaton fence issue.

ACCOUNTANT'S
REPORT

Ms. Hamilton reviewed the financials with the Board of each District. She then presented a list of checks to ratify and invoices to be approved.

Following discussion and upon motion duly made, seconded and unanimously carried, the Board of District No. 1 (a) approved and confirmed the disbursements as presented and (b) approved the checks.

UNDERDRAIN
SYSTEM

Director Clutter discussed the underdrain system and reported that the cleanouts were not visible and will need to be found or possibly have new cleanouts installed. He then noted that he will include the installation of new cleanouts as part of the proposal to Iron Woman Construction. The cleanout process would take place in four separate phases, completing one phase at a time. Director Clutter noted that there may be a price discount for doing all cleanouts at once and it might be cost effective to go this route; he will discuss this with Iron Woman Construction. Mr. Harling discussed the underdrain and Senac pond issues and stated that he has talked with the City of Aurora. Director Clutter believes this is the City stormwater but will look into it and report back.

**Director Stadler then arrived.*

Following discussion and upon motion duly made, seconded and unanimously carried, the Board approved Director Clutter's bid recommendation for Iron Woman Construction to clean or replace the cleanouts for the underdrain system.

STORMWATER
FACILITIES

Director Clutter then discussed the need for maintenance and dredging of ponds. Director Clutter informed the Board that he received bids from Solitude and Clearwater to complete the stormwater facilities project. The Board then discussed the cleanup and disposal of material after the completion of the project. Mr. Richter and Director Knopinski will look into various solutions and report back to the Board. Following discussion and upon motion duly made, seconded and unanimously carried, the Board approved Director Clutter's bid recommendation to Solitude for pond maintenance.

It was then noted that disposal will not occur until after irrigation season and the Board will have time to act to move or dispose of the debris.

POWHATON
FENCE

Director Stadler discussed the Powhaton fence. He noted that a community meeting was held and that while there was a disagreement regarding the design, the community agreed that a fence is needed for security and privacy. Director Stadler stated that the community members would like more details regarding a construction and completion timeline along with clarification of the temporary fence that will be put in place during construction. Director Clutter will discuss these matters with Custom Fence and will report back to the Board. Mr. Harling's home backs up to the damaged fence and is agreeable to the current plan. He would like if Custom Fence would be able to complete the fence about 200 feet at a time to limit disruption. Following discussion and upon motion duly made, seconded and unanimously carried, the Board approved Director Clutter's bid recommendation to Custom Fence for the construction and replacement of the Powhaton fence line.

ENGINEER'S
REPORT

Mr. Richter noted that a pump in the Senac pond broke and a new pump was installed. Mr. Richter also noted that there is now a backup pump in case of another failure. These pumps should last five to ten years. ELCI continues to clean Pond C and the work is about fifty to seventy percent complete. At that time, Mr. Richter will re-walk the area with the Parks and Recreation Department and once the work has been accepted, the green chain link fence will be removed. Mr. Richter discussed various cleanouts lying under trails within the District. Director Knopinski requested that Mr. Richter work on this as soon as possible and definitely before the spring rain storms begin. The Senac Pump was installed and the pumps can begin with irrigation soon. Mr. Richter then noted that he will talk with Taylor Morrison regarding the dirt run off and request that they maintain this issue along with grass growth.

EXECUTIVE
SESSION

Not needed.

ACTION ON
MATTERS
DISCUSSED IN
EXECUTIVE
SESSION

None.

DISTRICT NO. 1
DISSOLUTION

Mr. Greher provided an update on the dissolution of District No. 1 to the Board. The City Staff has approved the dissolution and will present the dissolution for formal consideration at a hearing to be conducted at the May 8, 2023 City Council Meeting.

POSTING
LOCATION
RESOLUTIONS

Following discussion and upon motion duly made, seconded and unanimously carried, the Board approved the Resolutions Designating the Posting Location.

MAY 2, 2023
ELECTION
UPDATE

Ms. Luetjen advised the Board that at the close of business on February 28, 2023, there were not more candidates for Director than offices to be filled on the Board of the District; therefore, as authorized by the Resolution Calling for the Election, the designated election official canceled the election and the following candidates were declared elected for the following terms:

District No. 1:

Aaron Clutter for a four-year term expiring in 2027;
Joe Knopinski for a four-year term expiring in 2027; and
Ryan Zent for a four-year term expiring in 2027.

District No. 2:

Jeffrey Bergeon for a four-year term expiring in 2027;
Kevin Stadler for a four-year term expiring in 2027;
Ryan Zent for a four-year term expiring in 2027; and
Kevin Yiujo Chan for a two-year term expiring in 2025.

Ms. Luetjen then advised there is one vacancy on each Board and noted that each term of office for the elected directors will begin after the May 2, 2023 election date.

OTHER MATTERS

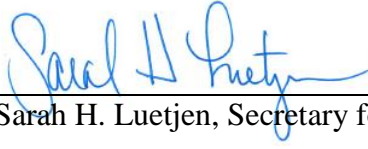
Mr. Richter talked with the City Improvement Department regarding the street signs located at the east end of Smoky Hill and plans to meet with the department that handles street improvements. The conversation was positive and the City agrees that the signs need to be removed. Mr. Richter will contact the street infrastructure division to discuss this matter further.

Mr. Richter then discussed a homeowner request to relocate power and cable lines from their backyard to District owned property. Mr. Greher informed the Board that if agreeable, they could enter into an Easement Agreement with the property owners however, the Board has no obligation to do so. Mr. Richter will discuss with the property owners and report back to the Board. Upon motion duly made, seconded and unanimously carried, the Board authorized Mr. Richter to contact the property owners and provide options including entering into an Easement Agreement with District No. 2.

ADJOURNMENT

There being no other matters to come before the Board, the meeting was adjourned.

Respectively submitted,



Sarah H. Luetjen, Secretary for the meeting

APPROVED

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Kevin Stadler

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Ryan Zent

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Aaron Clutter

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Jeff Bergeon

Joseph Knopinski